

**DECLARATION AND POWER OF ATTORNEY**  
(Attorney Docket No. 2664/46203)

As below-named inventors, we hereby declare that:

Our residences, post office addresses and citizenship is as stated below next to our names.

We believe that we are the original, first and only inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**MICROBIAL PROCESS FOR PREPARING PRAVASTATIN**

The specification of which (check only one):

- ☐ is attached hereto.
- ☒ was filed as United States Patent Application  
Serial No. 09/497,805  
on February 3, 2000  
and was amended  
on \_\_\_\_\_  
(if applicable)
- ☐ was filed as PCT Patent Application  
Serial No. \_\_\_\_\_  
on \_\_\_\_\_  
and was amended under PCT Article 19  
on \_\_\_\_\_  
(if applicable)

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information, which is material to the patentability of the claims of this application in accordance with Title 37, Code of Federal Regulations, Sections 1.56(a) and 1.56(b).

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by us on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

**PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS  
UNDER 35 U.S.C. §119:**

COUNTRY (if PCT indicate PCT)	APPLICATION NUMBER	DATE OF FILING	PRIORITY CLAIMED UNDER 35 U.S.C. §119 (YES/NO)
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We hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional patent application(s) listed below:

APPLICATION NUMBER	DATE OF FILING	STATUS: (PENDING OR ABANDONED)
60/118,458	February 3, 1999	Abandoned
60/134,759	May 18, 1999	Abandoned

We hereby claim the benefit under Title 35, United States code, § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior applications and the national or PCT international filing date of this application:

**PRIOR U.S. APPLICATION OR PCT INTERNATIONAL APPLICATION(S)  
DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. § 120:**

APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS: (PATENTED, PENDING OR ABANDONED)
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**POWER OF ATTORNEY:** As named inventors, we hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Charles R. Brainard	Reg. No. 21,069
Steven J. Lee	Reg. No. 31,272
Pamela G. Salkeld	Reg. No. 38,607

the mailing address and telephone number of each of whom is KENYON & KENYON, One Broadway, New York, New York 10004, and (212) 425-7200

Send Correspondence to:  
Steven J. Lee  
Kenyon & Kenyon  
One Broadway, New York, New York 10004

Direct Telephone Calls to:  
Steven J. Lee  
Tel: (212) 425-7200

Wherefore, we petition that letters patent be granted to us for the invention or discovery described and claimed in the attached specification and claims, and hereby subscribe our names to said specification and claims and to the foregoing declaration, power of attorney, and this petition.

We hereby declare that all statements made herein of our my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first named inventor: Antonia Jekkel

Inventor's signature Antonia Jekkel Date November 2, 2000  
Residence: Budapest, Hungary  
Country of Citizenship: Hungary  
Post Office Address: 38, Damjanich u., Budapest 1071, HUNGARY

Full name of second named inventor: Attila Konya

Inventor's signature Attila Konya Date November 2, 2000  
Residence: Szolnok, Hungary  
Country of Citizenship: Hungary  
Post Office Address: 13, Lovas I. u., Szolnok 5000, Hungary

Full name of third named inventor: Istvan Barta

Inventor's signature Istvan Barta Date November 2, 2000  
Residence: Budapest, Hungary  
Country of Citizenship: Hungary  
Post Office Address: 10, Kassai u., Budapest, Hungary

Full name of fourth named inventor: Eva Ilkoy

Inventor's signature Eva Ilkoy Date November 2, 2000  
Residence: Budapest, Hungary  
Country of Citizenship: Hungary  
Post Office Address: 37 Munkacsy M., Budapest 1046, Hungary

Full name of fifth named inventor: Gyorgy Somogyi

Inventor's signature Gyorgy Somogyi Date November 2, 2000  
Residence: Budapest, Hungary  
Country of Citizenship: Hungary  
Post Office Address: 70, Jemey u., Budapest 1148, Hungary

Full name of sixth named inventor: Gabor Ambrus

Inventor's signature Gabor Ambrus Date November 2, 2000  
Residence: Budapest, Hungary  
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Post Office Address: 45/b, Csala u., Budapest 1025, Hungary

Full name of seventh named inventor: Gyula Horvath

Inventor's signature Gyula Horvath Date November 2, 2000  
Residence: Budapest, Hungary  
Country of Citizenship: Hungary  
Post Office Address: 4/6 Kigyo u., Budapest 1052, Hungary

Full name of eighth named inventor: Karoly Albrecht

Inventor's signature Karoly Albrecht Date November 2, 2000  
Residence: Budapest, Hungary  
Country of Citizenship: Hungary  
Post Office Address: 44, Mexikoi ut, Budapest 1145, Hungary

Full name of ninth named inventor: Istvan Szabo

Inventor's signature Istvan Szabo Date 2.11.2000  
Residence: Budapest, Hungary  
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Post Office Address: 11 Bertalan L. u., Budapest 1111, Hungary

Full name of tenth named inventor: Julianna Mozes Nee Suto

Inventor's signature Julianna Mozes Nee Suto Date November 2, 2000  
Residence: Budapest, Hungary  
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Full name of eleventh named inventor: Janos Salat

Inventor's signature Janos Salat Date November 2, 2000  
Residence: Budapest, Hungary  
Country of Citizenship: Hungary  
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Full name of twelfth named inventor: Attila Andor

Inventor's signature Attila Andor Date November 2, 2000  
Residence: Budapest, Hungary  
Country of Citizenship: Hungary  
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Full name of thirteenth named inventor: Laszlo Birincsik

Inventor's signature Laszlo Birincsik Date November 2, 2000  
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Full name of fourteenth named inventor: Sandor Boros

Inventor's signature Sandor Boros Date November 2, 2000  
Residence: Szod, Hungary  
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Full name of fifteenth named inventor: Ildiko Lang

Inventor's signature Ildiko Lang Date November 2, 2000  
Residence: Budapest, Hungary  
Country of Citizenship: Hungary  
Post Office Address: 13, Izabella u., Budapest 1077, Hungary

Full name of sixteenth named inventor: Margit Bidlo Nee Igloy

Inventor's signature Margit Bidlo nee Igloy Date November 2, 2000  
Residence: Budapest, Hungary  
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UNITED STATES DEPARTMENT OF COMMERCE  
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Washington, D.C. 20231

FEBRUARY 22, 2001

PTAS



\*101552464A\*

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UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 11/13/2000

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BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

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DOC DATE: 11/02/2000

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DOC DATE: 11/02/2000

ASSIGNOR:

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DOC DATE: 11/02/2000

ASSIGNOR:

AMBRUS, GABOR

DOC DATE: 11/02/2000

ASSIGNOR:

HORVATH, GYULA

DOC DATE: 11/02/2000

ASSIGNOR: ALBRECHT, KAROLY	DOC DATE: 11/02/2000
ASSIGNOR: SZABO, ISTVAN M.	DOC DATE: 11/02/2000
ASSIGNOR: MOZES NEE SUTO, JULIANNA	DOC DATE: 11/02/2000
ASSIGNOR: SALAT, JANOS	DOC DATE: 11/02/2000
ASSIGNOR: ANDOR, ATTILA	DOC DATE: 11/02/2000
ASSIGNOR: BIRINCSIK, LASZLO	DOC DATE: 11/02/2000
ASSIGNOR: BOROS, SANDOR	DOC DATE: 11/02/2000
ASSIGNOR: LANG, ILDIKO	DOC DATE: 11/02/2000
ASSIGNOR: BIDLO NEE IGLOY, MARGIT	DOC DATE: 11/02/2000
ASSIGNEE: INSTITUTE FOR DRUG RESEARCH LTD. P.O. BOX 82 BUDAPEST H-1325, HUNGARY	
SERIAL NUMBER: 09497805	FILING DATE: 02/03/2000
PATENT NUMBER:	ISSUE DATE:

JACQUELINE MOORE, PARALEGAL  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

FORM PTO-1585

RECORDATION

12-15-2000

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

1-31-92

Tab settings



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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

## 1. Name of conveying party(ies):

Antonia JEKKEK, Atilla KONYA, Istvan BARTA, Eva ILKOY, Gyorgy SOMOGYI, Gabor AMBRUS, Gyula HORVATH, Karoly ALBRECHT, Istvan M.SZABO, Julianna MOZES NEE SUTO, Janos SALAT, Attila ANDOR, Laszlo BIRINCSIK, Sandor BOROS, Ildiko LANG and Margit BIDLO NEE IGLOY

Additional name(s) of conveying parties attached? ☐ Yes ☒ No

## 2. Name and address of receiving party(ies)

Name: Institute for Drug Research Ltd.  
Street Address: P.O. Box 82  
Budapest H-1325, HUNGARY

## 3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other: \_\_\_\_\_

Execution date: All on November 2, 2000

Additional name(s) & address(es) attached? ☐ Yes ☒ No

## 4. Application numbers or patent numbers:

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

## A. Patent Applications:

09/497,805

## B. Patent No.(s)

Additional Numbers attached? ☐ Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Paul Johnson Esq.  
Internal Address: KENYON & KENYON

Street Address: One Broadway  
City: New York State: New York ZIP: 10004

6. Total number of applications and patents involved: **1**7. Total fee (37 C.F.R. 3.41) ..... \$ **40.00**

- ☐ Enclosed  
☒ Authorized to be charged to deposit account

## 8. Deposit account number:

11-0600

12/15/2000 DNGUYEN 00000017 110600 09497805

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## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Paul Johnson (Reg. No. 35,559)

Name of Person Signing

Paul Johnson  
Signature

November 9 2000  
Date

Total Number of pages including cover sheet, attachments and document: 6

OMB No. 0651-0011 (exp. 4/94)

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Washington DC 20231

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ASSIGNMENT

WHEREAS, we,

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Budapest 1071, Hungary  
Citizenship: Hungary

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13, Lovas I, u.  
Szolnok 5000, Hungary  
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Margit BIDLO NEE IGLOY  
86/d, Bartok B. ut.  
Budapest 1113, Hungary  
Citizenship: Hungary

have made an invention comprising new and useful improvements in **MICROBIAL  
PROCESS FOR PREPARING PRAVASTATIN**, for which a patent application for  
Letters Patent of the United States of America and other countries, was filed as Serial No.  
09/497,805, filed on February 3, 2000, and

WHEREAS INSTITUTE FOR DRUG RESEARCH LTD., having a place of  
business at P.O. Box 82, Budapest H-1325, Hungary and who, together with its successors

and assigns, is hereinafter called "Assignee," is desirous of acquiring the title, rights, benefits, and privileges in the patent application hereinafter recited,

NOW, THEREFORE, for good and valuable consideration furnished by Assignee to us, receipt and sufficiency of which we hereby acknowledge, we hereby, without reservations:

1. Assign, transfer, and convey to Assignee the entire right, title, and interest in and to said invention, said patent application for Letters Patent of the United States of America, any and all other applications for Letters Patent on said invention in any and all countries, including all divisional, renewal, substitute, continuation, and Convention applications based in whole or in part upon said invention, or upon said patent application, and any and all Letters Patent, reissues, and extensions of Letters Patent granted for said invention or upon said patent application, and every priority right that is or may be predicated upon or arise from said invention, said patent application, and said Letters Patent(s).

2. Authorize Assignee to file patent applications in any or all countries for said invention in our name or in the name of Assignee or otherwise as Assignee may deem advisable, under an International Convention or otherwise.

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patent to Assignee, as Assignee of the entire right, title, and interest therein or otherwise as Assignee may direct.

4. Warrant that we have not conveyed to others any right, title, or interest in said invention, patent application, or patents or any license to use the same or to make, use, or sell anything embodying or utilizing any of said invention; that we have good right to assign the same to Assignee without encumbrance; and that we are aware of no claim to the contrary.

5. Bind our heirs, legal representatives, and assigns, as well as ourselves to do, upon Assignee's request and at Assignee's expense, but without additional consideration to us or them, all acts reasonably serving to assure that the said inventions and discoveries, the said patent applications, and the said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by us, our heirs, legal representatives, and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to us relating to said inventions and discoveries or the history thereof; to furnish Assignee with any and all documents, photographs, models, samples, and other physical exhibits in our control or in the control of our heirs, legal representatives, or assigns which may be useful for establishing the facts of our conceptions, disclosures, and reduction to practice of said inventions and discoveries; and to testify to the same in any interference, arbitration, or litigation.

274115/312576

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IN TESTIMONY WHEREOF, we have hereunto set our hands and seals on the dates indicated:

Date: November 2, 2000

Antonia Jekkel  
Antonia JEKKEL

Date: November 2, 2000

Attila Konya  
Attila KONYA

Date: November 2, 2000

Istvan Barta  
Istvan BARTA

Date: November 2, 2000

Eva Ilkoy  
Eva ILKOY

Date: November 2, 2000

György Somogyi  
György SOMOGYI

Date: November 2, 2000

Gabor Ambrus  
Gabor AMBRUS

Date: November 2, 2000

Gyula Horvath  
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Date: November 2, 2000

Károly Albrecht  
Karoly ALBRECHT

Date: 2.11.2000

Istvan M. Szabo  
Istvan M. SZABO

Date: November 2, 2000

Julianna Mozes Nee Suto  
Julianna MOZES NEE SUTO

Date: November 2, 2000

Janos Salat  
Janos SALAT

Date: November 2, 2000

Attila Andor  
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Date: November 2, 2000

László Birincsik  
Laszlo BIRINCSIK

Date: November 2, 2000

Sándor Boros  
Sandor BOROS

Date: November 2, 2000

Illdiko Lang  
Illdiko LANG

Date: November 2, 2000

Margit Bidlo nee Igloy  
Margit BIDLO NEE IGLOY

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